IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

WP(C).No. 8049 of 2007(G)

AS.176/2005 of SUB COURT, KOTTARAKKARA
OS.587/2002 of MUNSIFF COURT, KOTTARAKKARA

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PETITIONER:

SHYLAJA, AGED 34 YEARS,
W/O LATE SUDHEERKUMAR,
EDAYILAZHIKATHU VEEDU,
EZHUKONE, KOTTARAKKARA.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.P.P.BIJU

RESPONDENTS:

1. SAVITHREE JAYARANI, AGED 32 YEARS,
   RESIDING AT EDAYILE VEEDU,
   IRUMPANANGADU MURI, EZHUKONE
   VILLAGE, KOTTARAKKARA TALUK.

2. SAVITHREE, AGED 61 YEARS, DO. DO.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.P. Balachandran, J.

W.P.(C)No. 8049 of 2007 G

JUDGMENT

The petitioner is the respondent in A.S.No. 176/05 on the file of the Sub Court, Kottarakkara. The appeal is filed as against the decree obtained by the petitioner in her favour by the dismissal of the suit filed by the respondents herein for a declaration that she is not the legally wedded wife of deceased Sudheerkumar. It is submitted that the appellants in the appeal, viz., the respondents herein, have obtained stay of operation of the decree passed by the trial court and consequently, she is unable to get employment under the dying-in-harness scheme. The request is, therefore, for a direction being issued to the Sub Court, Kottarakkara to dispose of A.S.No.176/05 at the earliest. It is submitted that the said appeal is ripe for hearing.

2. In the circumstances, I direct the Sub Judge, Kottarakkara to dispose of A.S.No.176/05, pending on the file of his court, as expeditiously as possible and in any event, before closing of the court for mid summer recess, provided the appeal is ripe for hearing.

This writ petition is disposed of as above.

12th March, 2007 (K.P.Balachandran, Judge)

tkv